

**TRANSPORTATION AND REGULATORY SUBCOMMITTEE
RECOMMENDATIONS FOR FY 2009-10
TO THE PROVISIO SUBCOMMITTEE**

SECTION 59 - R12 - STATE ACCIDENT FUND

59.2 DELETE (Workers' Compensation Coverage for Volunteers) Directs the State Accident Fund to provide recommendations to the General Assembly and the Governor by January 16, 2009, on state provided professional liability and workers' compensation insurance coverage for professionals licensed under Title 40 who voluntarily provide professional services outside the course of their employment to participate in organized, continuing proactive programs that operate under local Offices of Emergency Management authority or at the request of state or local governments during or in the 48 hours preceding natural disasters or declared states of emergency within the state.

SUBCOMMITTEE RECOMMENDATION: DELETE proviso. *Requirements will be completed.* Fiscal Impact: No impact on the General Fund. Requested by State Accident Fund.

59.2. (SAF: Workers' Compensation Coverage for Volunteers) ~~The State Accident Fund shall provide recommendations to the General Assembly and the Governor regarding state provided professional liability and workers' compensation insurance coverage for professionals licensed pursuant to Title 40 of the 1976 Code who volunteer to provide professional services that are outside of and not in the course of their employment and who participate in organized, continuing proactive programs which operate under the authority of local Offices of Emergency Management or at the request of state or local governments during or in the forty eight (48) hours preceding natural disasters or declared states of emergency occurring in South Carolina. The recommendations shall be submitted by January 16, 2009.~~

SECTION 65 - R36 - DEPARTMENT OF LABOR, LICENSING AND REGULATION

65.9 DELETE (Wind and Structural Engineering Research Lab) Directs the department to use \$100,000 to contract with Clemson's Department of Civil Engineering and Engineering Mechanics and with the Citadel in conjunction with the Home Builders Association of S.C. to establish a research project to determine whether the wind and seismic residential building requirements for the state as prescribed in the 2006 International Residential Code are valid. Directs that a preliminary report be submitted to the SC Building Council by June 30, 2009. Directs that the current SC Residential Building Code remain in place until June 30, 2009 in order to ensure the maximum benefit of the study.

SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Fiscal Impact: No impact on the General Fund. Requested by Department of Labor, Licensing and Regulation.

65.9. (LLR: Wind and Structural Engineering Research Lab) ~~The Department of Labor, Licensing, and Regulation is directed to utilize \$100,000 of the funds appropriated to the department to contract with Clemson University's Department of Civil Engineering and Engineering Mechanics and the Citadel in conjunction with the Home Builders Association of South Carolina, to establish a research project to determine the validity of wind and seismic residential building requirements for South Carolina, as prescribed in the 2006 International Residential Code (IRC). A preliminary report on the findings must be submitted to the SC Building Council by June 30, 2009. To ensure the maximum benefit of this study the current SC Residential Building Code will remain in place until June 30, 2009.~~

**TRANSPORTATION AND REGULATORY SUBCOMMITTEE
RECOMMENDATIONS FOR FY 2009-10
TO THE PROVISO SUBCOMMITTEE**

SECTION 68A - U12 - DEPARTMENT OF TRANSPORTATION

68A.14 DELETE (Reopen Rest Areas) Directs the department to use the \$723,000 general fund appropriation designated for "Commercial Motor Vehicle Rest Areas" to reopen 7 non-facility parking areas for commercial vehicles only. Directs that the department in conjunction with DPS will determine the locations of the rest areas. Directs the department to post signs that restrict these parking areas to commercial vehicles and to post "no trespassing" signs to prohibit pedestrian entry. Directs the department to determine whether federal grants are available to supplement the funds appropriated for this purpose and if so to apply for such federal grant. Authorizes these funds to be carried forward and used for the same purpose.

SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Fiscal Impact: No impact on the General Fund. Requested by Department of Transportation.

~~**68A.14.** (DOT: Reopen Rest Areas) The Department of Transportation is directed to utilize the \$723,000 appropriated from the General Fund designated "Commercial Motor Vehicle Rest Areas" to reopen seven non-facility parking areas for commercial vehicles only. These locations will be determined by the Department of Transportation in conjunction with the Department of Public Safety.~~

~~The Department of Transportation shall post signs restricting these parking areas to commercial vehicles and shall post "no trespassing" signs to prohibit pedestrian entry into the areas.~~

~~The Department of Transportation is directed to ascertain whether federal grants are available in order to supplement the general funds appropriated for this purpose, and if so to make application for such federal grant.~~

~~Funds appropriated to reopen rest areas may be carried forward from the prior fiscal year and used for the same purpose in the current fiscal year.~~

89.107 DELETE (DMV Cash Surplus Transfer) Requires DMV to transfer \$10,000,000 from DMV Operating Subfund 3264 and Uninsured Motorist Fees and Fines Subfund 3595 to the Department of Education for school bus fuel. Authorize the department to transfer an equal amount of funds from any agency earmarked or restricted account designated as "special revenue funds" as defined by the Comptroller General's records for this purpose in order to provide maximum flexibility to maintain critical programs. Direct that any restrictions concerning specific use of these funds are lifted for the current fiscal year.

SUBCOMMITTEE RECOMMENDATION: DELETE proviso. Fiscal Impact: No impact on the General Fund.

~~**89.107.** (GP: DMV Cash Surplus Transfer) The Department of Motor Vehicles shall transfer \$10,000,000 from DMV Operating Subfund 3264 and Uninsured Motorist Fees and Fines Subfund 3595 to the Department of Education for school bus fuel.~~

~~In order to provide maximum flexibility to maintain critical programs, the department may, in lieu of the specific account identified above, opt to transfer an equal amount of funds from any agency earmarked or restricted account designated as "special revenue funds" as defined by the Comptroller General's records for this purpose. Any restrictions concerning specific utilization of these funds are lifted for the specified fiscal year.~~